

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 532 – SB 745

April 1, 2013

**SUMMARY OF ORIGINAL BILL:** Requires a physician to utilize the breast imaging reporting and data system to determine whether a patient has dense breast tissue and if so, provide a statement identifying the benefits of supplementary screening tests.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures - \$129,400

Increase Federal Expenditures - \$245,600

**SUMMARY OF AMENDMENTS (005294, 004865):** Requires the physician to determine, upon completion of a mammogram, if a patient has dense breast tissue or extremely dense breast tissue. If the patient is determined to have dense or extremely dense breast tissue, the facility where such mammogram was performed is required to provide a notice to the patient informing them that there may be an increased risk of breast cancer and that such notice is provided to raise awareness and inform a conversation between a patients and their regular physician. The report of such mammogram is to be sent to the patient's regular physician. Amendment 5294 designates this act as *The Breast Cancer Prevention Act*.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

NOT SIGNIFICANT

Assumptions for the bill as amended:

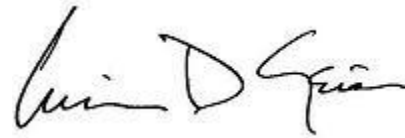
- The Department of Health, the Board of Medical Examiners, and the Board of Osteopathic Examination will be responsible for education and ongoing regulation to ensure radiologists and physicians are complying with the provisions of the bill.
- The Boards will be able to regulate the provisions of the bill through investigations of complaints, which will not significantly increase as a result of the proposed legislation.
- The Boards will accomplish any necessary rulemaking at regularly scheduled meetings.
- Any costs incurred by the Boards will not be significant and can be accommodated within existing resources.

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- Pursuant to Tenn. Code Ann. § 4-3-1011, all regulatory boards are required to be self-supporting over a two-year period. The Board of Osteopathic Examination had closing balances of \$132,030 in FY10-11, \$117,644 in FY11-12, and a closing reserve balance of \$345,204 on June 30, 2012. The Board of Medical Examiners had closing balances of \$613,808 in FY10-11, \$687,808 in FY11-12, and a closing reserve balance of \$2,153,016 on June 30, 2012.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise".

Lucian D. Geise, Executive Director

/jdb `